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**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Case Against:

MBC Case No. 800-2018-050560

Angel Luis Claudio, M.D.

1301 W 74th Street

Los Angeles, CA 90044-2461

Physician's and Surgeon's

Certificate No. C54314

STIPULATION FOR
SURRENDER OF LICENSE

Respondent.

TO ALL PARTIES:

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-entitled proceedings, that the following matters are true:

1. Complainant, Kimberly Kirchmeyer, is the Executive Director of the Medical Board of California, Department of Consumer Affairs ("Board").

2. Angel Luis Claudio, M.D. ("Respondent") has carefully read and fully understands the effect of this Stipulation.

3. Respondent agrees that based on the action taken by the Texas Medical Board, (Exhibit A) cause exists to discipline his California Physician's and Surgeon's certificate pursuant to Business and Professions Code sections 141(a) and 2305.

4. Respondent understands that, if proven at hearing, the charges and allegations under investigation would constitute cause for imposing discipline upon Respondent's license issued by the Board.

5. Respondent is aware of each of his rights, including the right to a hearing, the right to confront and cross-examine witnesses who would testify against Respondent, the right to testify and present evidence on his own behalf, as well as to the issuance of subpoenas to compel the attendance of witnesses and the production of documents, the right to contest any charges and allegations, and other rights which are accorded Respondent pursuant to the

1 California Administrative Procedure Act (Gov. Code, §11500 et seq.) and other applicable laws,
2 including the right to seek reconsideration, review by the superior court, and appellate review.

3 6. In order to avoid the expense and uncertainty of a hearing, Respondent
4 freely and voluntarily waives each and every one of these rights set forth above. Respondent
5 hereby agrees to surrender Physician's and Surgeon's Certificate No. C54314.

6 7. Respondent understands that by signing this Stipulation he is enabling the
7 Board to accept the surrender of his license without further process, as provided by section
8 11415.60(b) of the Government Code.

9 8. Upon acceptance of the Stipulation by the Board, Respondent understands
10 that he will no longer be permitted to practice as a Physician and Surgeon in California, and also
11 agrees to surrender and cause to be delivered to the Board both his license and wallet certificate
12 before the effective date of the Decision.

13 9. Respondent hereby represents that he does not intend to seek relicensure
14 or reinstatement as a Physician and Surgeon. Respondent fully understands and agrees, however,
15 that if Respondent ever files an application for relicensure or reinstatement in the State of
16 California, the Board shall treat it as a Petition for Reinstatement, and the Respondent must
17 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
18 effect at the time the Petition is filed. Case Report No. 800-2018-050560, including all
19 referenced attachments and other exhibits, and any additional attachments, and other exhibits,
20 that may be generated subsequent to the filing of the surrender of license, shall be admissible as
21 direct evidence, and any time based defenses, such as laches or any applicable statute of
22 limitations, shall be waived when the Board determines whether to grant or deny the Petition.

23 10. Respondent understands that this document may be disclosed to the
24 public, and/or the National Practitioner Data Bank and/or the Federation of State Medical
25 Boards.

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ACCEPTANCE


I, Angel Luis Claudio, M.D., have carefully read the above Stipulation and enter into it freely and voluntarily, with the full knowledge of its force and effect, do hereby surrender Physician's and Surgeon's Certificate No. C54314, to the Medical Board of California. By signing this Stipulation for Surrender of License, I recognize that upon its formal acceptance by the Board, I will lose all rights and privileges to practice as a Physician and Surgeon in the State of California, and I also will cause to be delivered to the Board both my license and wallet certificate before the effective date of the Decision.



Angel Luis Claudio, M.D.

1/31/2019

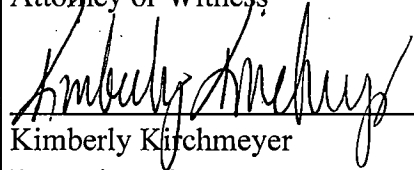
Date



Attorney or Witness

1-31-2019

Date



Kimberly Kirchmeyer
Executive Director
Medical Board of California

February 21, 2019

Date

Exhibit A

IN THE MATTER OF
THE LICENSE OF
ANGEL L. CLAUDIO, M.D.

BEFORE A
DISCIPLINARY PANEL OF THE
TEXAS MEDICAL BOARD

ORDER OF SUSPENSION BY OPERATION OF LAW

On November 2, 2018, a Hearing to consider the Application for Suspension by Operation of Law was held in the matter of the license of Angel L. Claudio, M.D. (Respondent). Notice was provided to Respondent pursuant to all relevant provisions of the Medical Practice Act, Title 3, Subtitle B, Texas Occupations Code (Act) and the Rules of the Board. Respondent appeared in by telephone, without counsel. The Board's representatives were Manuel Quinones, Jr., M.D., a member of the Board, and Lewis Benavides, a member of a District Review Committee (Panel). Nikki Karr represented Board staff.

After consideration of available evidence, the Board through its representatives makes the following Findings of Fact and Conclusions of Law and directs the Executive Director to enter this Order.

FINDINGS OF FACT

The Board finds that:

1. Respondent received all notice required by law. All jurisdictional requirements have been satisfied. Respondent waives any defect in notice and any further right to notice or hearing under the Act or the Rules of the Board.
2. Respondent currently holds Texas Medical License No. H-2104. Respondent was originally issued this license to practice medicine in Texas on August 28, 1987.
3. Respondent has not practiced since December of 2015. Respondent is not board certified.
4. Respondent is 61 years of age.
5. On or about March 2004, Timely Home Health Services, Inc. (THHS) became a Medicare provider. Respondent was employed by THHS to certify home health services for patients. Respondent falsely certified that patients qualified for home health care when they were

not under his care. This resulted in fraudulent Medicare billing to divert the proceeds for himself and others employed/affiliated with THHS.

6. From January 2007 through September 2015, THHS billed Medicare and received payments for approximately \$13,434,550 for false and fraudulent claims for home health services.

7. On February 18, 2016, Respondent was indicted under a sealed superseding indictment for conspiracy to commit healthcare fraud in violation of 18 U.S.C. §§1347 & 1349 in Cause No. 3:15-CR-00559-0 in the United States District Court for the Northern District of Texas – Dallas Division along with five (5) other individuals employed or affiliated with THHS.

8. On April 24, 2018, Respondent pled guilty to Conspiracy to Commit Health Care Fraud under 18 U.S.C. §§1347 & 1349 in Cause No. 3:15-CR-00559-0 in the United States District Court for the Northern District of Texas – Dallas Division.

9. On October 16, 2018, U.S. District Judge Reed O'Connor entered a judgment against Respondent and sentenced him to six months imprisonment to commence on or before 2:00 p.m. on November 20, 2018.

CONCLUSIONS OF LAW

Based on the above Findings of Fact, the Board concludes that:

1. The Board has jurisdiction over the subject matter and Respondent pursuant to the Act.

2. Section 164.057(a)(1)(A) of the Act authorizes the Board to suspend a physician's license on proof that the physician has been initially convicted of a felony.

3. Board Rule 187.70 *et seq.* authorizes the Board to direct the Executive Director to enter an order suspending the medical license of the licensee in accordance with §164.057 of the Act.

ORDER

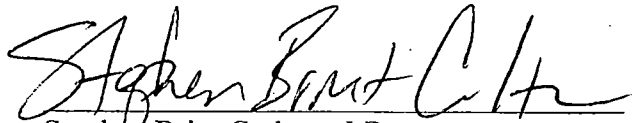
Based on the above Findings of Fact and Conclusions of Law, the Board ORDERS that:

1. Respondent's Texas Medical License No. H-2104 is hereby SUSPENDED.

2. Respondent shall not practice in the State of Texas until authorized to do so by the Board.
3. This Order shall remain in effect until superseded by a subsequent Order of the Board.

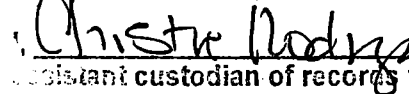
THIS ORDER IS A PUBLIC RECORD.

SIGNED AND ENTERED by the Executive Director of the Texas Medical Board on this
2nd day of November, 2018.



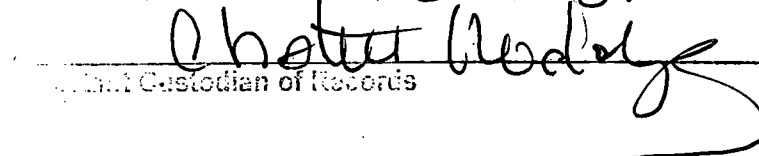
Stephen Brint Carlton, J.D.
Executive Director
Texas Medical Board

STATE OF TEXAS
COUNTY OF TRAVIS

 certify that I am an official
Assistant custodian of records for the Texas Medical Board
and that this is a true and correct Copy of the original, as it
appears on the file in this office.

Witness my official hand and seal of the BOARD.

This 15th Day of December, 2018


Assistant Custodian of Records

LICENSE NO. H-2104

IN THE MATTER OF

BEFORE THE

THE LICENSE OF

ANGEL L. CLAUDIO, M.D.

TEXAS MEDICAL BOARD

AGREED ORDER OF VOLUNTARY SURRENDER

On the 7 day of December, 2018, came on to be heard before the Texas Medical Board (the Board), duly in session, the matter of the license of Angel L. Claudio, M.D. (Respondent).

On November 2, 2018, Respondent appeared by telephone, without counsel, at an Informal Show Compliance Proceeding and Settlement Conference in response to a letter of invitation from the staff of the Board. The Board's representatives were Manuel Quinones, Jr., M.D., a member of the Board, and Lewis Benavides, a member of a District Review Committee (Panel). Nikki Karr represented Board staff.

By Respondent's signature on this Order, Respondent waives the right to a contested case hearing and all rights pursuant to Sections 2001.051 and 2001.054, Texas Government Code, including but not limited to, the right to notice and hearing, and instead agrees to the entry of this Order to resolve matters addressed herein. With the consent of Respondent, the Board makes the following Findings and Conclusions of Law and enters this Agreed Order of Voluntary Surrender.

FINDINGS

The Board finds that:

1. Respondent received all notice required by law. All jurisdictional requirements have been satisfied. Respondent waives any defect in notice and any further right to notice or hearing under the Act or the Rules of the Board.
2. Respondent currently holds Texas Medical License No. H-2104. Respondent was originally issued this license to practice medicine in Texas on August 28, 1987.
3. Respondent has not practiced since December of 2015. Respondent is not board certified.

4. Respondent is 61 years of age.
5. On or about March 2004, Timely Home Health Services, Inc. (THHS) became a Medicare provider. Respondent was employed by THHS to certify home health services for patients. Respondent falsely certified that patients qualified for home health care when they were not under his care. This resulted in fraudulent Medicare billing to divert the proceeds for himself and others employed/affiliated with THHS.
6. From January 2007 through September 2015, THHS billed Medicare and received payments for approximately \$13,434,550 for false and fraudulent claims for home health services.
7. On February 18, 2016, Respondent was indicted under a sealed superseding indictment for conspiracy to commit healthcare fraud in violation of 18 U.S.C. §§1347 & 1349 in Cause No. 3:15-CR-00559-0 in the United States District Court for the Northern District of Texas – Dallas Division along with five (5) other individuals employed or affiliated with THHS.
8. On April 24, 2018, Respondent pled guilty to Conspiracy to Commit Health Care Fraud under 18 U.S.C. §§1347 & 1349 in Cause No. 3:15-CR-00559-0 in the United States District Court for the Northern District of Texas – Dallas Division.
9. On October 16, 2018, U.S. District Judge Reed O'Connor entered a judgment against Respondent and sentenced him to six months imprisonment to commence on or before 2:00 p.m. on November 20, 2018.
10. Respondent has indicated his desire to voluntarily surrender his Texas Medical License. By Respondent's signature on this Agreed Order, Respondent requests that the voluntary surrender of his Texas Medical License be accepted in lieu of further disciplinary proceedings and that the voluntary surrender of his Texas Medical License be effective on the date of the entry of this Agreed Order.
11. To avoid further investigation, hearings, and the expense and inconvenience of litigation, Respondent agrees to the entry of this Agreed Order and to comply with its terms and conditions.

CONCLUSIONS OF LAW

Based on the above Findings, the Board concludes that:

1. The Board has jurisdiction over the subject matter and Respondent pursuant to the Act.
2. Section 164.061 of the Act and 22 TEX. ADMIN. CODE 196.2 authorize the Board to accept the voluntary surrender of Respondent's Texas Medical License.
3. This Order is based on Finding Nos. 5-9, and the specific authority of Sections 164.051(a)(1); 164.051(a)(6) in conjunction with 22 Tex. Admin Code §190.8(1)(C); 164.052(a)(5) in conjunction with 22 Tex. Admin Code §190.8(2)(J) & (R); 164.053(a)(1) in conjunction with and Title 18 U.S.C. §§ 1347 & 1349; and 164.053(a)(7) of the Act.
4. Section 164.002(a) of the Act authorizes the Board to resolve and make a disposition of this matter through an Agreed Order.

ORDER

Based on the above Findings and Conclusions of Law, the Board ORDERS that:

1. The voluntary surrender of Respondent's Texas Medical License should be, and is, accepted by the Board effective on the date this Order is signed by the President of the Board.
2. Respondent's Texas Medical License H-2104 is, therefore, canceled.
3. Respondent shall immediately cease practice in Texas. Respondent's practice after the date of entry of this Agreed Order shall constitute a violation of this Order, subjecting Respondent to disciplinary action by the Board or prosecution for practicing without a license in Texas.
4. By this voluntary surrender of Respondent's Texas Medical License, Respondent resolves any and all complaints currently before the Board.

RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.

THIS ORDER IS A PUBLIC RECORD.

SIGNATURE PAGE(S) FOLLOW.

I, ANGEL L. CLAUDIO, M.D., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THIS AGREED ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

So sworn,

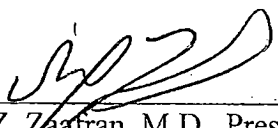
A handwritten signature in cursive script that reads "Angel L. Claudio MD". The signature is written in dark ink and is positioned above a horizontal line.

ANGEL L. CLAUDIO, M.D.

Respondent

11/5/2018

SIGNED AND ENTERED by the presiding officer of the Texas Medical Board on this
7 day of December, 2018.



Sherif Z. Zaafran, M.D., President
Texas Medical Board

STATE OF TEXAS
COUNTY OF TRAVIS

I, Christine Roddy, certify that I am an official
assistant custodian of records for the Texas Medical Board
and that this is a true and correct Copy of the original, as it
appears on the file in this office.

Witness my official hand and seal of the BOARD.

This 5th Day of December 2018

Christine Roddy

Assistant Custodian of Records